

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

In re: Consumer Vehicle Driving Data  
Tracking Collection

CIVIL ACTION FILE  
No. 1:24-MD-3115-TWT

**ORDER APPOINTING PLAINTIFFS' LEADERSHIP**

This matter is before the Court on motions to create and appoint Plaintiffs' leadership structure in this Consumer Vehicle Driving Data Tracking Collection MDL. Having considered the submissions, the Court hereby creates two separate litigation tracks: one track for the General Motors ("GM") and OnStar ("OnStar") defendants ("OnStar"); and one track for the LexisNexis Risk Solutions Inc. ("LNRS") and Verisk Analytics, Inc. ("Verisk") defendants ("LNRS/Verisk"). In Case Management Order No. 1 ("CMO No. 1"), this Court set forth the main criteria it would consider in appointing leadership positions in this matter, including: (1) willingness and ability to commit to a time-consuming process; (2) ability to work cooperatively with others; (3) professional experience in this type of litigation; and (4) access to sufficient resources to advance the litigation in a timely manner. Having considered all timely submissions in light of the criteria set forth in CMO No. 1, the Manual for Complex Litigation, and Federal Rule of Civil Procedure 23(g), and

having considered all applications, the Court hereby appoints the following leadership:

**A. MDL CO-LEAD COUNSEL TO OVERSEE ALL LITIGATION.**

**Norman E. Siegel**  
Stueve Siegel Hanson LLP  
460 Nichols Road, Suite 200  
Kansas City, MO 64112

**John R. Bevis**  
The Barnes Law Group, LLC  
31 Atlanta Street  
Marietta, GA 30060

The MDL Co-Lead Counsel are also hereby designated as Co-Interim Class Counsel pursuant to Rule 23(g) to “act on behalf of a putative class before determining whether to certify the action as a class action.” *See* FED. R. CIV. P. 23(g)(3).

**B. TRACK CO-LEAD COUNSEL FOR ONSTAR AND LNRS/VERISK LITIGATION TRACKS.**

**1. OnStar Litigation Track Co-Lead Counsel**

**Amy E. Keller**  
DiCello Levitt LLP  
Ten North Dearborn Street  
Ste Sixth Floor  
Chicago, IL 60602

**Bryan L. Clobes**  
Cafferty Clobes Meriwether &  
Sprengel LLP-IL  
135 S. LaSalle, Suite 3210  
Chicago, IL 60603

**2. LNRS/Verisk Litigation Track Co-Lead Counsel**

**Joseph P. Guglielmo**  
Scott+Scott Attorneys at Law LLP  
230 Park Avenue  
17th Floor  
New York, NY 10169

**Sabita J. Soneji**  
Tycko & Zavareei LLP  
The Tower Building  
1970 Broadway, Suite 1070  
Oakland, CA 94612

**C. PLAINTIFFS' STEERING COMMITTEE FOR THE ONSTAR AND LNRS/VERISK LITIGATION TRACKS.**

**OnStar Steering Committee**

**Kiley Grombacher**

Bradley/Grombacher, LLP  
Suite 130  
2815 Towngate Road  
Westlake Village, CA

**Emily E. Hughes**

The Miller Law Firm, P.C.  
950 West University Drive  
Suite 300  
Rochester, MI 48307

**Thomas E. Loeser**

Cotchett Pitre & McCarthy LLP  
999 N. Northlake Way, Suite 215  
Seattle, WA 98103

**P. Graham Maiden**

Motley Rice LLC  
28 Bridgeside Blvd.  
Mount Pleasant, SC 29464

**Adam E. Polk**

Girard Sharp LLP  
601 California Street, Suite 1400  
San Francisco, CA 94108

**John A. Yanchunis**

Morgan & Morgan Complex Litigation  
Group  
201 N. Franklin Street, 7th Floor  
Tampa, Florida 33602

**LNRS/Verisk Steering Committee**

**Stuart A. Davidson**

Robbins Geller Rudman & Dowd LLP -  
BR FL  
225 NE Mizner Boulevard, Suite 720  
Boca Raton, FL 33432

**Gayle M. Blatt**

Casey Gerry Schenk Francavilla Blatt &  
Penfield, LLP  
110 Laurel Street  
San Diego, CA 92101

**Gary S. Graifman**

Kantrowitz, Goldhamer & Graifman, P.C.  
135 Chesnut Ridge Road, Suite 200  
Montvale, NJ 07645

**Jennifer M. French**

Lynch Carpenter, LLP  
1234 Camino Del Mar  
Del Mar, CA 92014

**Jeffrey M. Ostrow**

Kopelowitz Ostrow P.A.  
One West Law Olas Blvd., Suite 500  
Fort Lauderdale, FL 33301

**Chris Springer**

Keller Rohrbach LLP – CA  
Suite 301  
801 Garden Street  
Santa Barbara, CA 93101

**D. PLAINTIFFS' LIAISON COUNSEL.**

**M. Brandon Smith**

Childers, Schlueter & Smith, LLC  
132 N. Druid Hills Road, Suite 100  
Atlanta, GA 30319

**E. DUTIES OF MDL CO-LEAD COUNSEL.**

1. In consultation with Track Co-Lead Counsel, coordinate, direct, and manage the litigation activities of all Plaintiffs' counsel to assure completion of Plaintiffs' pretrial preparation is conducted effectively, efficiently, and economically, that schedules are met, and that unnecessary expenditures of time and expenses are avoided;

2. Facilitate, coordinate, direct and manage the activities of Track Co-Lead Counsel and Plaintiffs' Steering Committees for the litigation tracks consistent with the directives of this Court;

3. Consult with and employ consultants or experts as necessary;

4. Coordinate with Track Co-Lead Counsel and the Plaintiffs' Steering Committees for the litigation tracks in all aspects of the litigation to fund the necessary and appropriate costs of discovery and other common benefit efforts, including the maintenance of a Plaintiffs' document depository, *see* Manual for Complex Litigation, Fourth § 40.261;

5. Coordinate settlement discussions or other dispute resolution efforts on behalf of the Plaintiffs, under the Court's supervision, if and as appropriate;

6. Enter into stipulations with other parties as necessary for the conduct of the litigation;
7. Prepare and distribute to the parties periodic status reports;
8. Maintain adequate time and disbursement records covering services as appointed counsel;
9. Submit to the Court and circulate to Plaintiffs' Counsel a time and expense reporting protocol consistent with this Order governing the submission and potential compensation of time and expenses generated in this matter;
10. Perform such other duties as may be incidental to proper coordination with Track Co-Lead Counsel and the Plaintiffs' Steering Committees for the litigation tracks' pretrial activities or as otherwise directed by further Order of the Court; and
11. Periodically communicate with the Court and non-leadership counsel as necessary or required to meet the demands of litigation.

**F. DUTIES OF TRACK CO-LEAD COUNSEL.**

1. Consult with Plaintiffs' MDL Co-Lead Counsel and perform those duties and responsibilities as directed by MDL Co-Lead Counsel; and
2. In consultation with Plaintiffs' MDL Co-Lead Counsel, direct the activities of the Plaintiffs' Steering Committees for the litigation tracts and ensure that such work is done as efficiently as possible.

**G. DUTIES OF PLAINTIFFS' STEERING COMMITTEES FOR THE LITIGATION TRACKS.**

Perform such work as directed by Plaintiffs' MDL Co-Lead Counsel and Track Co-Lead Counsel.

**H. DUTIES OF PLAINTIFFS' LIAISON COUNSEL.**

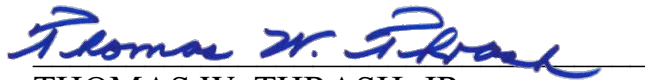
1. In consultation with MDL Co-Lead Counsel, communicate with the Court concerning scheduling and other administrative matters; and
2. Maintain an up-to-date, comprehensive Service List and promptly advise the Court and Defendants' counsel of changes to Plaintiffs' Service List.

**I. OTHER RESPONSIBILITIES OF ALL PLAINTIFFS' COUNSEL.**

1. All counsel must keep a daily record of their time spent and expenses incurred in connection with this litigation, and must report on a monthly basis their expenses and hours worked to MDL Co-Lead Counsel according to the time and expense protocol annexed to this Order as **Exhibit A-1**.
2. In order for time and expenses to be compensable, those not serving in leadership positions must secure the express authorization of MDL Co-Lead Counsel for any projects or work undertaken in this litigation.
3. At least on a quarterly basis, beginning on **October 31, 2024**, and thereafter on the last business day of each January, April, and July, MDL Co-Lead Counsel shall submit to the Court in camera reports reflecting hours billed in this

matter by all Plaintiffs' counsel. Failure to maintain records with sufficient descriptions of the time spent and expenses incurred may be grounds for denying attorneys' fees and/or expenses, for the period that relates to the missing or inadequate submissions.

SO ORDERED, this 19th day of August 2024.

A handwritten signature in blue ink, reading "Thomas W. Thrash, Jr.", is written over a horizontal line.

THOMAS W. THRASH, JR.  
United States District Judge  
Northern District of Georgia  
Atlanta Division